



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of :

Nikolai G. Nikolov

Application No.: 10/749,617

Filed: December 30, 2003

For: Execution of Modified Byte Code
 For Debugging, Testing And/Or
 Monitoring Of Object Oriented
 Software

Mail Stop: Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450.

Examiner: Thuy Chan Dao

Art Unit: 2192

Confirmation No: 9855

SUPPLEMENTAL AMENDMENT UNDER C.F.R § 1.111(2)

Dear Examiner:

The enclosed is being submitted as a supplemental amendment pursuant to
 37 C.F.R § 1.111(2)(c).

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I hereby certify that I am causing this paper or fee to be deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on the date indicated above and that this paper or fee has been addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450

Ianece Shannon

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(Signature of person mailing paper or fee)

(Date signed)

The independent claims have been amended to more clearly delineate their scope against U.S. Patent No. 2004/0123279, (Boykin) which has been identified by the Examiner examining co-pending application 10/749,686.

The Boykin reference clearly describes a system in which classfile modification occurs during or after the loading of the classfile. By contrast the Applicant's application discloses (and now claims) modification of classfile prior to its loading.

The filing of the terminal disclaimers should not be construed as an admission that the claims of the present application are not patentably distinct against the claims of the above identified applications. The filing of the enclosed terminal disclaimers is being made simply to alleviate any allegation of double-patenting.